T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			13-Dec-05		APPL. S. N:	09608747					
To Examiner:			PHAN, TRI		Art Unit	2661					
From			Jefferson, Henry PARALEGAL SPCECIALIS	Т	Return This Memo To: Case Drop-Off Location	JEF-2D68					
SUBJEC	SUBJECT: Decision on Terminal Disclaimer(T.D.) filed:										
INSTRUCTIONS: I have reviewed the submitted T.D. with the results as set forth below. If you agree, please use the appropriate form paragraphs identified by this informal memo in your next Office action to notify applicant of the T.D. If you disagree or have any questions, please see me or the Special Program Examiner. THIS IS AN INFORMAL, INTERNAL MEMO ONLY. IT MUST NOT BE (1) MAILED TO APPLICANT OR (2) PLACED OF RECORD IN THE APPLICATION FILE. When your action is complete											
please initial, date and return this memo to me. THANK YOU.											
	The T.D. is PROPER and has been recorded (see 14.23).										
$oldsymbol{\subseteq}$	The T.D.	ne T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24):									
		The TD fee of has not been submitted nor is there any authorization in the application file for the use of a deposit account									
		The Tip discount of the Discount of the Country of									
	$\overline{\mathbf{v}}$	The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).									
	$oldsymbol{ol{ole}}}}}}}}}}}}}$	The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).									
		The person who signed the T.D.:									
		is is	not an attorney "of record"	(see 1	4.29 and 14.29.01).						
		☐ h	as failed to state his/her cap	oacity to	o sign for the business entity (s	see 14.28).					
is not recognized as an officer of the assig				ssignee (see 14.29 & possible 14.29.02).							
	No documentary evidence of a chain of title from the original inventor(s) to assignee has been submor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the frame number may be found in the T.D. or in a separate paper of record in the application (see 14.					orded in the Office or the specifying of the reel and					
The T.D. is n		The T.D. is	ot signed (see 14.26 & 14.26.03).								
	The serial number of the application (or the number of the patent) which forms the basis for the patenting rejection is missing or incorrect (see 14.32).										
	The serial number of this application (or the number of the patent in reexam or reissue cases disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).										
	The period disclaimed is incorrect or not specified (see 14.26, 14.27.02 or 14.26.03).										
	Other:										
			to request refund (see 14.3 check this item.	36). NO	TE: If already authorized, cred	it refund to deposit account					
I have appropriately notified applicant(s) of the status of the Terminal Disclaimer filed in this case.											
Ex.Initials: Date:						Log Date:					

Application Number	Application/Co	. F	pplicant(s)/Patent under eexamination IJEH ET AL.							
Document Code - DISQ		Internal Doc		cument – DO NOT MAIL						
TERMINAL DISCLAIMER	☐ APPROV	☐ APPROVED		☑ DISAPPROVED						
Date Filed : December 13, 2005	This patent is subject to a Terminal Disclaimer									
Approved/Disapproved b	y:									
Henry D. Jefferson										

U.S. Patent and Trademark Office

Docket No.

257370US28

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: NADER VIJEH, ET AL.

SERIAL NO: 09/608,747

GAU:

2661

FILED:

June 30, 2000

EXAMINER: PHAN, T. H.

GUAI

GUARANTEED QUALITY OF SERVICE IN AN ASYNCHRONOUS METRO PACKET TRANSPORT

RING

TERMINAL DISCLAIMER

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

Now comes the undersigned, Attorney of Record in the present application, who avers as follows:

BROADBAND ROYALTY CORPORATION is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned patent application by virtue of assignment, said Assignment having been recorded in the U.S. Patent and Trademark Office at reel no. 015191, frame(s) 0408.

BROADBAND ROYALTY CORPORATION hereby disclaims the terminal part of any patent granted on the above-captioned application equivalent to the period of abandonment of this application.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Date Signed

James J. Kulbaski Registration No. 34,648

Customer Number

22850

Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 05/03)

(CSMMN 05/03)
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Michael E. Monaco Registration No. 52,041

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